

IN THE HIGH COURT OF JUDICATURE AT PATNA  
CR. REV. No.542 of 2006  
SANGEETA KUMARI  
Versus  
STATE OF BIHAR  
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5      25.8.2008      This application has been filed for setting aside the order dated 24.6.2006 passed by Sri Manoj Kumar No .II, Judicial Magistrate, Patna in Complaint Case no.2465C/05 thereby prayer of the petitioner for exemption under Section 205 of the Code of Criminal Procedure has been rejected.

Heard learned counsel for the petitioner and the State.

Submission of learned counsel for the petitioner is that the petitioner is a lady and working as an engineer in Delhi. This is a case of bouncing of cheque and no case under Section 420 of the Indian Penal Code is made out against the petitioner. It is further submitted that it is a fit case in which benefit of Section 205 of the Code of Criminal Procedure should be given to the petitioner.

Considered the submission of learned counsel for the petitioner. The petitioner is a lady and working as an engineer in Delhi. It is a case of bouncing of cheque. In the facts and circumstances of the case, this Court is of the view that it is a fit case for grant of benefit of Section 205 of the Code of Criminal Procedure to the petitioner.

Accordingly, this application is allowed and the personal appearance of the petitioner is dispensed with. The lower court is directed to permit the petitioner to appear in the court through her lawyer with condition that she will appear in court whenever required by the court.

**B.Jha**

**(Ghanshyam Prasad)**